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PICC PROPERTY & CASUALTY CO., LTD

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

PICC PROPERTY & CASUALTY CO.,)
LTD, a foreign corporation;)

Plaintiff,)

v.)

STX/PAN OCEAN CO., LTD., d.b.a.)
PANOBULK AMERICA, a foreign)
corporation;)

Defendant.)

Case No. 4:08 - cv- 04693 SBA

**REQUEST FOR CONDITIONAL
DISMISSAL WITH PREJUDICE AND
ORDER**

Plaintiff's counsel is pleased to report that this case is settled. All that remains to be done is the exchange of releases and settlement funds. Accordingly, plaintiff requests that this action be dismissed with prejudice, provided however that if within 60 days of the entry of this order, if either party files notice with the Court and serves such notice on the opposing parties that the terms of this settlement have not been met, that this case will be restored to the Court's trial calendar.

DATED: January 9, 2009

Respectfully submitted,

GIBSON ROBB & LINDH LLP

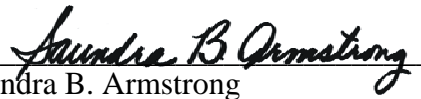
/S/ JOSHUA E. KIRSCH

Joshua E. Kirsch
Attorneys for Plaintiff

PICC PROPERTY & CASUALTY CO., LTD

IT IS SO ORDERED.

Dated: __1/9/09


Sandra B. Armstrong
United States District Judge